IN THE UNITED STATES DISTRICT COURT EASTERN DISTRICT OF TENNESSEE AT WINCHESTER

| MARTHA CHILDRESS, Individually and as Next Friend and Administrator of the Estate of Jason A. Childress, Deceased, |))) |
|--|--------------------|
| Plaintiff, | Case No. 4:11-cv-7 |
| v. |) |
| LINCOLN GENERAL INSURANCE COMPANY, |)) |
| Defendant. | |

STIPULATION OF DISMISSAL

Now come the parties, pursuant to Rule 41(a)(1)(A)(ii), and stipulate the dismissal of this action, with prejudice.

Respectfully submitted this 19th day of January, 2012.

/s/ Travis J. Graham
Travis J. Graham (TN BPR No. 019402)
GENTRY LOCKE RAKES & MOORE, LLP
800 SunTrust Plaza
Roanoke, VA 24022-0013
Phone: (540) 983-9300
Facsimile: (540) 983-9400
graham@gentrylocke.com

Attorney for Martha Childress

/s/ J. Anthony Carozza
J. Anthony Carozza, Esq.
Ohn Park, Esq.
RUBERRY STALMACK & GARVEY, LLC
500 W. Madison Street, Suite 2300
Chicago, IL 60661
Phone: (312) 466-8050
Fax: (312) 466-8055
Attorneys for Lincoln General Insurance
Company

CERTIFICATE OF SERVICE

I hereby certify that on this 19th day of January, 2012, I electronically filed the foregoing with the Clerk of Court using CM/ECF, which will send notification of such filing to the following:

Mark S. LeVan, Esq. C. Benton Patton, Esq. LeVAN SPRADER PATTON & McCASKILL 150 Fourth Avenue, North, Suite 1020 Nashville, TN 37219

J. Anthony Carozza, Esq.
Ohn Park, Esq.
RUBERRY STALMACK & GARVEY, LLC
500 W. Madison Street, Suite 2300
Chicago, IL 60661
Phone: (312) 466-8050
Fax: (312) 466-8055
Attorneys for Lincoln General Insurance Company

John P. Konvalinka, Esq.
Thomas M. Gautreaux, Esq.
GRANT KONVALINKA & HARRISON, PC
Republic Centre, Ninth Floor
633 Chestnut Street
Chattanooga, TN 37450

Attorneys for Plaintiff

/s/ Travis J. Graham